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February 19, 1996

Howard Katz
P.O. Box 4476
New York, New York 10185-0038

Re: Joseph Mogus, t/a All That Glitters

Dear Mr. Katz:

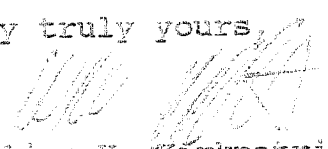
Mr. Mogus has asked me to write this letter on his behalf, following his conversations with you.

I have know Mr. Mogus for approximately 15 years and have discussed his current business situation as well as the money that is owed to you at present. I want you to know that I believe that if something should happen to Mr. Mogus, such that he might be incompetent or disabled in such a way as to be unable to properly manage his business, that I feel comfortable that I would be able to assist him in the continuation of that business in such a manner as to not jeopardize his credit relationship with you.

At this point in time I am working with Mr. Mogus to draft a Power of Attorney that Mr. Mogus will execute that would become effective if he becomes disabled, so that I would be able to have legal access to his business and accounts. Further, I am representing him in a case were a pesticide company poisoned his well water and am about to sent to them a demand letter with all of the particulars of the injuries that Mr. Mogus (and his tenants) suffered. I am hopeful that if the pesticide company is going to settle this prior to the filing of suit that we should have this resolved within two to three months.

Please let me know if I can be of any further assistance.

Very truly yours,


William H. Kirkpatrick

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Case 1:06-cv-00574-

Document 12

Filed 06/12/06

Page 1 of 6

CLERK'S OFFICE
U.S. DISTRICT COURT, E.D.N.Y.UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

* JUN 12 2006 *

BROOKLYN OFFICE

H Katz

Plaintiff,

APPLICATION FOR APPOINTMENT
OF COUNSEL

-against-

All That Glitter

06 cv 57 H1

Joe R Wagos

Defendant.

1. Name & mailing address of applicant

Joe Wagos

2. Explain why you feel you need a lawyer in this case.

(Use additional paper if necessary).

Box 602

Crown Junction Vg

22625

Absolutely - my attorney is hospitalized - she was a friend
would do pro bono - I am bewildered.

3. Explain what steps you have taken to find an attorney and with what results.

(Use additional paper if necessary).

- I really have little money
There are no attorneys here, licensed in New York

4. If you need a lawyer who speaks in a language other than English, state what language you speak: NO

I declare under the penalties of perjury that my answers to the foregoing questions are true to the best of my knowledge.

I understand that if I am assigned a lawyer and my lawyer learns, either from myself or elsewhere, that I can afford a lawyer, the lawyer may give this information to the Court.

I understand that if my answers on my Affidavit in Support of Application for Appointment of Counsel are false, my case can be dismissed. I hereby waive my privilege of attorney-client confidentiality to the extent necessary for my appointed attorney to make an application to be relieved as provided in the Procedures Regarding Appointment of Attorneys in Pro Se Civil Actions.

I understand that making this application does not excuse me from litigating my case, and that it is still my responsibility to have the defendants served with a summons and complaint, if I have not already done so.

6/8/06

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